



05-15-07

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Date of Deposit: - May 14, 2007

Type of Document(s): - Transmittal Form (PTO/SB/21)  
- Amendment and Response to Non-Final Office Action  
(12 pages)  
- Postcard Receipt

Application No.: - 10/761,585

Filed: - January 21, 2004

Applicant(s): - Stuart T. SMITH et al.

Title: - POSITIONING DEVICE EMPLOYING A PLATFORM,  
LEVERING MECHANISM AND FLOATING  
ACTUATOR DEVICE

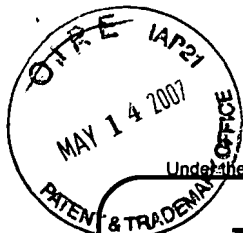
Examiner: - Jermie E. Cozart

Art Unit: - 3726

Attorney Docket No.: - 4293

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Barbara C. Brown  
Barbara C. Brown  
North Carolina State Bar/Certified Paralegal



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**TRANSMITTAL  
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Total Number of Pages in This Submission

14

Application Number

10/761,585

Filing Date

January 21, 2004

First Named Inventor

Stuart T. SMITH et al.

Art Unit

3726

Examiner Name

Jermie E. Cozart

Attorney Docket Number

4293

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply (12 pages)



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional ApplicationPower of Attorney, Revocation  
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_

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After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
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48,234

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Date

5-14-2007

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s)	)	Stuart T. SMITH et al.
Application No.	)	10/761,585
Filing Date	)	January 21, 2004
Title	)	POSITIONING DEVICE EMPLOYING A PLATFORM, LEVERING MECHANISM AND FLOATING ACTUATOR DEVICE
Examiner	)	Jermie E. Cozart
Art Unit	)	3726

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450 USA

## **AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

Dear Sir/Madam:

In response to the non-final Office Action mailed February 13, 2007, rejecting Claims 1-6, 20, 32, 33, and 35 of the above-referenced Application, in which Claims 1-35 are pending (Claims 7-19, 21-31, and 34 being withdrawn from consideration), Applicants respectfully request that the following amendments be entered and remarks be considered. In view of these amendments and remarks, Applicants submit that the Application is now in condition for allowance and respectfully request such action.